

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

In re: LISA S. BLYTHE,

Debtor.

Case No. 04-26018 svk

ROBERT MULLINS

Chapter 7

Plaintiff,

Adv. Proc. No. 04-2274

v.

LISA S. BLYTHE,

Defendant.

UNITED STATES
BANKRUPTCY COURT
FILED
2005 FEB 25 PM 4:52
C.L. AUSTIN, CLERK
MILWAUKEE, WISCONSIN

PLAINTIFF'S LIST OF WITNESSES AND EXHIBITS

Plaintiff, Robert Mullins, by his attorneys, Beck, Chaet & Bamberger, S.C., herewith submits
Plaintiffs' List of Witnesses and Exhibits pursuant to the Order of the Court:

Identification of Trial Witnesses.

Plaintiff anticipates calling the following individuals for testimony in this matter:

- (a) Robert Mullins
4836 Woodlawn Court
Milwaukee, WI 53208

Robert Mullins is the Plaintiff in this action. It is anticipated that Mr. Mullins will testify to the events and circumstances surrounding the relationship between himself, Paul Karsten, and Lisa Blythe and their business endeavor known as Dish Technologies. It is also anticipated that he will testify as to the operating agreement between the parties and his reliance on representations of Mr. Karsten and Ms. Blythe that were materially false, which he relied on to secure a loan on behalf of

Drafted By:
Seth E. Dizard, Esq.
Beck, Chaet & Bamberger, S.C.
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Dish Technologies. Mr. Mullins will also testify as to the problems and issues that emerged early on in his business relationship with Mr. Karsten and Ms. Blythe that lead to his financial ruin among all other matters relevant to this action.

(b) Paul Karsten
New Address

It is anticipated that Paul Karsten will be called adversely. Mr. Karsten is expected to be called to testify regarding his drafting of the parties' operating agreement and the operation of Dish Technologies among all other matters relevant to this action.

(c) Lisa Blythe
17255-B W. Wisconsin Avenue
Brookfield, WI 53045

It is anticipated that Lisa Blythe will be called adversely. Ms. Blythe is the Defendant in a companion adversary proceeding before this Court. Ms. Blythe is expected to be called to testify regarding her role in the operation of Dish Technologies among all other matters relevant to this action.

(d) Plaintiff reserves the right to call any witness named by any other party in this action, to name additional witnesses identified during discovery in this case and to name additional witnesses as necessary to rebut witnesses called by any other party in this action.

List of Exhibits to be Offered at Trial.

1. Letter dated October 6, 2000 authored by Paul Karsten, Director of Operations for Odyssey Entertainment, LLC to Robert Mullins regarding the North Hills Drive Project.
2. Letter dated October 17, 2000 authored by Paul Karsten, Director of Operations for Odyssey Entertainment, LLC to Robert Mullins regarding the Willow Brook Greens Project.
3. Operating Agreement dated April 19, 2002.
4. U.S. Small Business Administration Note dated April 19, 2002.

5. Chattel Security Agreement dated April 19, 2002.
6. U.C.C. Financing Statement.
7. Sole Depository Agreement at Sunset Bank & Savings.
8. Defendant's Responses to the Plaintiff's First Set of Written Interrogatories and Requests for Production of Documents in Waukesha County Case Number 03-CV-119.
9. Exhibit A to Defendant's Responses to the Plaintiff's First Set of Written Interrogatories and Requests for Production of Documents in Waukesha County Case Number 03-CV-119.
10. Exhibit D to Defendant's Responses to the Plaintiff's First Set of Written Interrogatories and Requests for Production of Documents in Waukesha County Case Number 03-CV-119.
11. Voluntary Petition and Schedules of Paul A. Karsten.
12. Voluntary Petition and Schedules of Lisa Blythe.
13. Check Summary in table form.
14. Copies of actual checks which make up the Check Summary.
15. U.S. SBA Settlement Sheets (3) dated April 24, 2002. (Draws Nos. 1, 2, and 3) and supporting documentation.
16. U.S. SBA Settlement Sheet dated May 6, 2002. (Draw No. 4) and supporting documentation.
17. U.S. SBA Settlement Sheet dated May 17, 2002. (Draw No. 5) and supporting documentation.
18. U.S. SBA Settlement Sheet dated June 18, 2002 (Draw No. 6) and supporting documentation.
19. U.S. SBA Settlement Sheet dated June 18, 2002 (Draw No. 7).
20. U.S. SBA Settlement Sheet dated July 8, 2002 (Draw No. 8) and supporting documentation.
21. U.S. SBA Settlement Sheet dated August 2, 2002 (Draw No. 9) and supporting documentation.

22. Loan Billing Statement dated May 9, 2002.

23. Loan Billing Statement dated November 11, 2003.

Respectfully submitted this 25th day of February, 2005.

BECK, CHAET & BAMBERGER, S.C.
Attorneys for Plaintiff, Robert Mullins

By: Steven W. Jelenchick
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State Bar No. 1037766

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February 25, 2005

VIA HAND DELIVERY

Clerk for the Honorable Susan V. Kelley
U.S. Courthouse
517 East Wisconsin Avenue
Milwaukee, WI 53202

Re: *Robert Mullins v. Paul A. Karsten*
Case No. 04-26017-svk
Adv. Proc. No. 04-2275
Robert Mullins v. Lisa S. Blythe
Case No. 04-26018-svk
Adv. Proc. No. 04-2274

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Dear Clerk:

Enclosed please find the original and two (2) copies of Plaintiff's List Of Witnesses And Exhibits for filing in each of the above-referenced matters (without applicable exhibits). Please file the originals and return the file-stamped copies to me in the self-addressed, stamped envelope provided.

For the Court's benefit, the Plaintiff's List of Witnesses And Exhibits filed are identical in both actions.

By copy of this letter, the above-mentioned documents and exhibits are being served upon defendants. If you have any questions, please do not hesitate to contact me.

Very truly yours,

BECK, CHAET & BAMBERGER, S.C.


Steven W. Jelenchick

SWJ:paf
Enclosures
cc: Paul A. Karstan (w/enc)
Lisa S. Blythe (w/enc)
File No. 04118